

UNITED STATES DISTRICT COURT
DISTRICT OF MAINE

CHARLES D. STERGIOS,)	
)	
Plaintiff)	
)	
v.)	Civil No. 10-365-P-S
SHERIFF, CUMBERLAND COUNTY,)	
et al.,)	
)	
Defendants.)	

**ORDER AFFIRMING THE
RECOMMENDED DECISION OF THE MAGISTRATE JUDGE**

No objections having been filed to the Magistrate Judge's Recommended Decision (Docket No. 4) filed August 31, 2010, the Recommended Decision is **AFFIRMED**.

Accordingly, it is **ORDERED** that:

1. Plaintiff's Motion to Proceed In Forma Pauperis (Docket No. 2) is **GRANTED** but his request for service contained within the same pleading is **DENIED**.
2. Plaintiff's Motion to Appoint Counsel (Docket No. 3) is **DENIED**.
3. Plaintiff's Complaint (Docket No. 1) is **DISMISSED** for failure to state a 42 U.S.C. § 1983 claim.
4. Pursuant to 28 U.S.C. § 1915(g), it is **ORDERED** that Plaintiff is barred from proceeding without prepayment of the filing fee unless he is under imminent danger of serious physical injury.

/s/George Z. Singal
United States District Judge

Dated this 27th day of September, 2010.